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Letter dated 12 April 2004 from the Secretary-General addressed to the President of the General Assembly

I have the honour to refer to your letter of 8 April 2004 concurring with my proposal to appoint the Honourable Lord Bonomy as a permanent judge of the International Tribunal for the Former Yugoslavia (see annex). I have received a corresponding letter from the President of the Security Council. Accordingly, I have appointed Lord Bonomy as a permanent judge of the International Tribunal for the Former Yugoslavia, effective 1 June 2004, for the remainder of the term of office of Judge Richard May, which will expire on 16 November 2005.

(*Signed*) Kofi A. **Annan**

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Annex

Letter dated 8 April 2004 from the President of the General Assembly addressed to the Secretary-General

I have the honour to refer to your letter of 5 April 2004 concerning the candidature of Lord Bonomy to replace Judge Richard May, who resigned as a judge of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991, effective 31 May 2004 (see enclosure).

In accordance with article 13 bis, paragraph 2, of the statute of the International Tribunal, I have reviewed the qualifications of Lord Bonomy and am pleased to inform you that I concur with the proposed appointment.

(*Signed*) Julian R. **Hunte**

Enclosure

Letter dated 5 April 2004 from the Secretary-General addressed to the President of the General Assembly

I have the honour to refer to article 13 bis, paragraph 2, of the statute of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991, which reads as follows:

> "In the event of a vacancy in the Chambers amongst the permanent judges elected or appointed in accordance with this article, after consultation with the Presidents of the Security Council and of the General Assembly, the Secretary-General shall appoint a person meeting the qualifications of article 13 of the statute for the remainder of the term of office concerned."

In this connection, I should like to inform you that Judge Richard May, a national of the United Kingdom, has resigned as a permanent judge of the International Tribunal, effective 31 May 2004.

The Government of the United Kingdom has presented the candidacy of the Honourable Lord Bonomy to replace Judge May. Please find attached his curriculum vitae.[a]

It is my view that Lord Bonomy meets the qualifications prescribed in article 13 of the International Tribunal's statute. I also consider that Lord Bonomy's appointment would be well calculated to ensure adequate representation on the Tribunal of the principal legal systems of the world, as contemplated in article 13 bis, paragraph 1 (c), of the Tribunal's statute.

I should therefore like to proceed to consultation with you on the appointment of Lord Bonomy, in accordance with article 13 bis, paragraph 2, of the International Tribunal's statute. I look forward to receiving your views on the matter.

(*Signed*) Kofi A. **Annan**

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[a] See S/2004/288.